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10 **UNITED STATES DISTRICT COURT**  
11 **SOUTHERN DISTRICT OF CALIFORNIA**  
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13 DYWANE TOUSANT,

14 Petitioner,

15 v.

16 UNITED STATES OF AMERICA,

17 Respondent.  
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Case No.: 09-CR-1250 W  
21-CV-1905 W

**ORDER GRANTING MOTION FOR  
EXTENSION TO RESPOND TO  
AMENDED MOTION TO VACATE  
UNDER 28 U.S.C. § 2255**

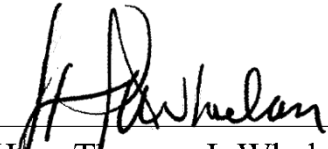
19 Pending before the Court is Respondent's motion for an extension of time to  
20 respond to Petitioner Dywane Tousant's amended motion to vacate under 28 U.S.C. §  
21 2255 (the "Amended Petition"). Good cause appearing, the Court **GRANTS** the motion  
22 [Doc. 263] and **ORDERS** as follows:

- 23 1. Respondent shall file and serve its responsive pleading no later than  
24 **February 11, 2022**. The pleading shall include any documents relevant to  
25 the determination of the issues raised in the Amended Petition.  
26 2. If Petitioner wishes to reply to the Respondent's answer, a traverse or other  
27 appropriate pleading must be filed by no later than **April 11, 2022**. Upon  
28 filing of the foregoing, the parties shall await further order of this Court.

1           Upon completion of the above briefing, the Amended Petition shall be deemed  
2 under submission.

3           **IT IS SO ORDERED.**

4 Dated: January 4, 2022

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6 Hon. Thomas J. Whelan  
7 United States District Judge  
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